

November 16, 2016

15-CA-1170

Subject: Response to Magistrate Friedman's
Correspondence

FILE

FILE IN COURT FILE

Dear Judge Hayes,

HON. JUDGE HAYES, CIRCUIT JUDGE

Regarding the memo dated June 4, 2010 that Marion Gregory received in the mail yesterday (copy enclosed) it is incorrect as follows:

1. It is dated June 4, 2010. 21st Mortgage was not on the land record in 2010 nor had any claims for current foreclosure.
2. As per legitimate mode of delivery for correspondence of information, copy should have been E-Filed as per Judge Hayes Order of Hearing on Dec. 2, 2016.
3. No mention of it being sent to 21st Mortgage or to Nicole P. Planell. who is the attorney representing 21st Mortgage. As per Attorney representation of Marion Gregory (Limited Guardian and Defendant), see point #4 whereby no stipulations for legal representation were engaged as per the removal of lawyer Linda Yerger and no time for substitution allowed and no layer substitution has been presented to the court.

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THE HON. JUDGE HAYES
Circuit Judge

4. On Oct. 25, 2016, Magistrate Friedman should not have been involved in a cross hearing regarding the foreclosure as per the filing of the Objection to the Magistrate (filed October 17th 2016). At the October 25th cross hearing @10:30am., Linda Yerger's withdrawal from counsel was finalized and approved. (She started the withdrawal process September 3rd 2016.) Due to the absence of an attorney, Marion Gregory and Mary Jean Ziska, were left without legal representation and to remedy this situation, forced to file paperwork until representation can be obtained.

5. An OBJECTION to the Magistrate's recommendations (not an "exception" to the Magistrate was filed on October 28th 2016.) The Defendant filed an Objection to the Magistrate on October 17, 2016.

6. Magistrate Friedman referred to an "Order Adopting" that was supposed to be enclosed and paperwork was not enclosed with cover letter.

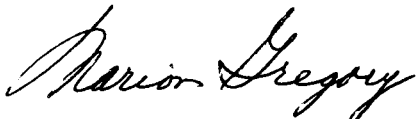
7. There is a hearing before Judge Hayes where the pleadings concerning the Objection to the Magistrate and to his recommendations... NOT an "exception" to the Magistrate.... as stated in his memo are to be heard on December 2nd 2016 at 3pm.

8. The Magistrate's memo was not submitted in the proper manner if in accordance with the method of submission as per previous correspondence by Judge Hayes. As per the definition of a memorandum: The Memorandum (An informal record, in the form of a brief written note or outline, of a particular **legal** transaction or document for the purpose of aiding the parties in remembering particular points or for future reference. The Magistrate's memo was not a proper legal manner in submitting this information as per documents submitted by the Judge and it was not a proper method.

9. His memo failed to mention the Case No. which is 15-CA-1170.

Both Mary Jean Ziska and Marion Gregory have a right to legal counsel and to file paperwork to stop the errors made by Magistrate Friedman in both this memo and in the cross hearing of October 25th 2016.

Respectfully submitted,



Marion Gregory,

Mother and Guardian of Mary Jean Ziska

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